

Regulat
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and necessary for the performance of
school board duties by the
member¹.

**SEC. 1609. MODIFICATION OF AUTHORITY FOR
CIVILIAN EMPLOYEES
OF DEPARTMENT OF DEFENSE TO
PARTICIPATE VOLUN-
TARILY IN REDUCTIONS IN FORCE.**

Subsection (f) of section 3502 of title 5,
United States Code,
is amended to read as follows:

"(1) The Secretary of Defense or the
Secretary of a military
department may—

"(A) separate from service any
employee who volunteers
to be separated under this subparagraph
even though the
employee is not otherwise subject to
separation due to a reduc-
tion in force; and

"(B) for each employee voluntarily
separated under
subparagraph (A), retain an employee in a
similar position
who would otherwise be separated due to a
reduction in force.

"(2) The separation of an employee under
paragraph (1)(A)
shall be treated as an involuntary
separation due to a reduction

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"(3) An employee with critical knowledge

and skills
(as defin
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concerned)
may not
participate in a
voluntary
separation
under
paragraph (1)
(A) if the
Secretary
concerned
determines
that such
participation
would
impair
the
performance
of the
mission of
the
Department
of Defense
or the
military
department
concerned.
“(4)
The
regul

ations prescribed under this section shall incorporate the authority provided in this subsection.

“(5) No authority under paragraph (1) may be exercised after September 30, 2001.”.

SEC. 1610. WAGE-BOARD COMPENSATORY TIME OFF.

(a) IN GENERAL.—Section 5543 of title 5, United States Code, is amended—

(1) by redesignating subsection (b) as subsection (c); and

(2) by inserting after subsection (a) the following new subsection (b):

“(b) The head of an agency may, on request of an employee, grant the employee compensatory time off from the employee's scheduled tour of duty instead of payment under section 5544 of section 7 of the Fair Labor Standards Act of 1938 for an equal amount of time spent in irregular or occasional overtime work. An agency head may not require an employee to be compensated for overtime work with an equivalent amount of compensatory time off from the employee's tour of duty.”.

(b) CONFORMING AMENDMENT.—Section 5544(c) of title 5, United States Code, is amended by inserting “and the provisions of section 5543(b)” after “the last two sentences of subsection (a)”.

SEC. 1611. LIQUIDATION OF RESTORED ANNUAL LEAVE THAT REMAINS UNUSED UPON TRANSFER OF EMPLOYEE FROM INSTALLATION BEING CLOSED OR REALIGNED.

(a) LUMP-SUM PAYMENT REQUIRED.—Section 5551 of title 5, United States Code, is amended by adding at the end the following:

“(c)(D) Annual leave that is restored to an employee of the Department of Defense under section 6304(d) of this title by reason of the operation of paragraph (3) of such section and remains unused upon the transfer of the employee to a position described